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ATTORNEY GENERAL

Xavier Becerra, Attorney General
ATTN: Initiative Coordinator
P.O. Box 944255 Sacramento, CA 94244-2550

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July 3, 2020

INITIATIVE COORDINATOR
ATTORNEY GENERAL'S OFFICE

Re: request for title and summary

Pursuant to Article II, Section 10(d) of the California Constitution, this letter respectfully requests that the Attorney General prepare a circulating title and summary of the enclosed ballot measure: "Calexit: The California Independence Plebiscite of 2024", which amends the Government and Elections Code.

Also enclosed are the required signed statements pursuant to California Elections Code 9001 and 9608, and a check in the amount of \$2000.

Please direct all inquiries and correspondence regarding this proposed initiative to:

Marcus Ruiz Evans
President, Yes California Independence Campaign
6083 N. Figarden Drive, #356
Fresno, California, 93722
president@yescalifornia.org

CALEXIT: THE CALIFORNIA INDEPENDENCE PLEBISCITE OF 2024

An act to add Article 6 to Chapter 1 of Division 1 of Title 1 of the Government Code, relating to the establishment of a commission of inquiry on California sovereignty and independence from the United States of America, and Division 22 to the Elections Code, relating to an independence plebiscite.

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1. THE CALIFORNIA COMMISSION ON NATIONAL SOVEREIGNTY AND INDEPENDENCE FROM THE UNITED STATES OF AMERICA

The following Article is hereby added to Chapter 1 of Division 1 of Title 1 of the Government Code, as follows:

ARTICLE 6. THE CALIFORNIA COMMISSION ON NATIONAL SOVEREIGNTY AND INDEPENDENCE FROM THE UNITED STATES OF AMERICA [220-225]

220. ESTABLISHMENT OF THE COMMISSION.

The Commission on National Sovereignty and Independence from the United States of America (in this Article referred to as the "Commission") is hereby established as an independent, nonpartisan commission of inquiry.

221. PURPOSE AND FUNCTION.

The purpose and function of the Commission is to -

- (1) prepare a complete public report on California sovereignty and independence from the United States of America, and to specifically:
 - a) ascertain, evaluate, and report on the current ability of the State of California to govern itself independently should the need arise due to an unforeseen collapse of the United States government, open rebellion, revolution, or in the event of civil war.
 - b) ascertain, evaluate, and report on the future economic and political viability of California as an independent country;
 - c) study, evaluate, and report on the global use of plebiscites as a peaceful means to obtaining independence;
 - d) analyze and report to the public on its findings, conclusions, and recommendations.

222. COMPOSITION OF THE COMMISSION.

The Commission shall be composed of 10 members, of whom -

- (1) 1 member shall be appointed by the Governor, who shall serve as chairman of the Commission;
- (2) 2 members shall be appointed by the State Assembly;
- (3) 2 members shall be appointed by the State Senate;
- (4) 5 members shall be elected in a statewide special election held as soon as practicable upon approval of this Act by the voters.

223. QUALIFICATIONS; INITIAL MEETING.

223.1 NONGOVERNMENTAL APPOINTEES.

An individual appointed or elected to the Commission may not be an officer or employee of the Federal Government of the United States, or any State or local government.

223.2 OTHER QUALIFICATIONS.

It is the sense of the people of California that individuals appointed to the Commission should be prominent residents of the State of California with significant depth of experience in such professions as governmental service, law, public administration, economics, commerce, civil rights, and history.

223.3 DEADLINE FOR APPOINTMENT.

All members of the Commission shall be appointed no later than thirty days before the statewide special election established in Section 222 of this Article.

223.4 INITIAL MEETING; PUBLICATION OF REPORT.

The Commission shall meet and begin the operations of the Commission as soon as practicable, but no later than August 1, 2023, and conclude its work and publish its report no later than August 1, 2024.

The Commission shall include in its final report a summary of its findings, conclusions, and recommendations specifically to be published in the Secretary of State's official Voter Information Guide for the 2024 Statewide General Election.

223.5 QUORUM; VACANCIES.

After its initial meeting, the Commission shall meet upon the call of the chairman or a majority of its members. Six members of the Commission shall constitute a quorum. Any vacancy in the Commission shall not affect its powers, but shall be filled in the same manner in which the original appointment was made. If an elected member of the

Commission vacates his or her position, such vacancy shall be filled by an appointment made by the Governor.

224. POWERS OF COMMISSION.

224.1 HEARINGS AND EVIDENCE.

The Commission or, on the authority of the Commission, any subcommittee or member thereof, may, for the purpose of carrying out this Article:

- (1) hold such hearings and sit and act at such times and places, take such testimony, receive such evidence, administer such oaths; and
- (2) subject to paragraph 224.2, require, by subpoena or otherwise, the attendance and testimony of such witnesses and the production of such books, records, correspondence, memoranda, papers, and documents, as the Commission or such designated subcommittee or designated member may determine advisable.

224.2 SUBPOENAS.

(1) ISSUANCE.

(i) IN GENERAL. A subpoena may be issued under this subsection only:

(I) by the agreement of the chairman and the vice chairman; or

(II) by the affirmative vote of 6 members of the Commission.

(ii) SIGNATURE. Subject to clause (i), subpoenas issued under this subsection may be issued under the signature of the chairman or any member designated by a majority of the Commission, and may be served by any person designated by the chairman or by a member designated by a majority of the Commission.

(2) ENFORCEMENT.

(i) In the case of contumacy or failure to obey a subpoena issued under this Act, the United States district court for the judicial district in which the subpoenaed person resides, is served, or may be found, or where the subpoena is returnable, may issue an order requiring such person to appear at any designated place to testify or to produce documentary or other evidence. Any failure to obey the order of the court may be punished by the court as a contempt of that court.

SECTION 2. THE INDEPENDENCE PLEBISCITE OF 2024

Division 22 is hereby added to the Elections Code, to read:

DIVISION 22. THE INDEPENDENCE PLEBISCITE OF 2024

22002. On November 5, 2024, the election date for even-year statewide elections established by Division 1 of this Code, the Secretary of State shall submit the following independence plebiscite question to the voters:

"Should California leave the United States and become a free and independent country?"

22003. The words "Yes" and "No" on separate lines with an enclosed voting space to the right of each shall be placed to the right of the independence plebiscite question.

22004. The independence plebiscite shall constitute a vote of no confidence in the United States of America and an expression of the will of the people of California to become a free and independent country if both of the following conditions are met:

- (1) At least 50% of registered voters participate.
- (2) At least 55% vote "Yes".

22005. Pursuant to the conditions in Section 22004 having been met, the United States national flag shall be removed from public display at all California government buildings, including the State Capitol, and at all public properties under the jurisdiction of the California state government.

22006. The California state flag shall thereafter be displayed in position of first honor at all California government buildings, including the State Capitol, and at all public properties under the jurisdiction of the California state government.